



07-05-00

CPA /\$  
GAU 2812

Practitioner's Docket No.: GR 95 P 1411 P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Gunther Plasa  
Applic. No. : 09/020,872 Group No. : 2812  
Filed : February 9, 1998 Examiner : Walter L. Lindsay Jr.  
For : Method for Producing a Memory Cell

#20/CPA  
4/13/01  
V. Varnae

RECEIVED

Box CPA  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

JUL 06 2000

CONTINUED PROSECUTION APPLICATION (CPA)(37 CFR 1.53(d))CERTIFICATION UNDER 37 C.F.R.1.8(a) and 1.10

(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING/TRANSMISSION**

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents and Trademarks, Washington, D.C. 20231.
- ☐ 37 C.F.R.1.8(a) - with sufficient postage as first class mail.
- ☒ 37 C.F.R. 1.10 - as "Express Mail Post Office to Addressee"  
Mailing Label No. EL608559287US
- ☐ 37 C.F.R.1.8(a) - transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: July 3, 2000

WERNER H. STEMER

07/06/2000 SLUANG1 00000058 09020872

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690.00 OP

1. This is a request for a filing of a continued prosecution application under 37 CFR 1.53(d) of the above identified prior nonprovisional application.

It is further requested that this continued prosecution application utilize the file jacket and contents of the prior application, including the specification, drawings and oath or declaration from the prior application, to constitute this new application, and that the application number of the above identified prior application be assigned for identification purposes. 37 CFR 1.53(d)(2)(iv).

It is also requested that the above identified application be expressly abandoned as of the filing date accorded this continued prosecution application. 37 CFR 1.53 (d)(2)(v).

2. With respect to the above identified nonprovisional application this continued prosecution application is being filed:

- A. ☒ before the earliest of the:  
☒ termination of the proceedings on the prior application. 37 CFR 1.53(d)(1)(ii)(C).  
☒ payment of the issue fee thereon. 37 CFR 1.53(d)(1)(ii)(A).  
☒ abandonment of the prior application. 37 CFR 1.53(d)(1)(ii)(B).

OR

- B. ☐ after the payment of the issue fee but a petition under §1.313(b)(5) has been granted in the prior application. 37 CFR 1.53(d)(1)(ii)(A).

- C. The term for response or taking action in the prior application expired on June 1, 2000.

☒ An extension of time in the prior application :

☒ is filed concurrently in the prior application

☐ has been filed on

3. It is noted that:

- This application discloses and claims only subject matter disclosed in the prior application. 37 CFR 1.53(d)(2)(ii).
- Filing of this continued prosecution application is to be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. §122 to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 CFR 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket. 37 CFR 1.53(d)(6)

- Filing of this request is the specific reference required by 35 U.S.C. §120 to every application assigned the application number identified in this request and that no amendment in this application may delete this specific reference to any prior application. 37 CFR 1.53(d)(7) and 1.78(a)(2).

4. This continued prosecution application names as inventors:

The same inventors named in the prior application on the date this continued prosecution application under 37 CFR 1.53(d) is being filed. 37 CFR 1.53(d)(4).

5. Enter the amendment previously filed on June 30, 2000, under 37 C.F.R. 1.116 but unentered in the prior application.

6. **Fee Calculation**

Regular application

**CLAIMS AS FILED**

Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$690.00
Total Claims (37 CFR 1.16(c))	10	- 20=		x \$ 18.00	
Independent Claims (37 CFR 1.16(b))	1	- 3=		x \$ 78.00	
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))					+ \$260.00

- ☐ Amendment canceling extra claims is enclosed.  
☐ Amendment deleting multiple-dependencies is enclosed.  
☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$ 690.00

**8. Fee Payment Being Made at This Time**

<input checked="" type="checkbox"/> Filing fee	<u>\$690.00</u>
Total fees enclosed	<u>\$690.00</u>

**9. Method of Payment of Fees**

Check in the amount of \$690.00

**10. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge any additional fees during the entire pendency of this application to Account No. 12-1099.

- ☒ 37 C.F.R. 1.16(a),(f) or (g) (filing fees)
- ☒ 37 C.F.R. 1.16(b),(c) and (d) (presentation of extra claims)
- ☒ 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or  
declaration on a date later than the filing date of the application)
- ☒ 37 C.F.R. 1.17(a)(1)-(5)(extension fees pursuant to §1.136(a))

**11. Instructions as to Overpayment**

- ☒ Credit Account No. 12-1099.
- ☐ Refund

  
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SIGNATURE OF PRACTITIONER

WERNER H. STEMER  
REG. NO. 34,956

Date: July 3, 2000

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/bb

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